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NO. 6710 P. 1



FOLEY & LARDNER LLP

JAN 31 2007

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## FACSIMILE TRANSMISSION

Total # of Pages 9 (including this page)

TO:	PHONE #:	FAX #:
Mail Stop: Amendment Commissioner for Patents United States Patent & Trademark Office		(5710 273-8300)

From : Sanjeev K. Dhand  
Email Address : sdhands@foley.com  
Sender's Direct Dial : 858.847.6860  
Date : January 31, 2007  
Client/Matter No : 023340-0201  
User ID No :

### MESSAGE:

Re: U.S. Patent Application Number 10/666,347

Attached Please Find:

- 1) Amendment Transmittal in 3 pages
- 2) Amendment in 5 pages

If there are any problems with this transmission or if you have not received all of the pages, please call 619.234.6655.

Operator:	Time Sent:	Return Original To:
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Cover Page 1 of 1

DLMR\_299298.1

PAGE 1/9 \* RCVD AT 1/31/2007 6:06:14 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-3/21 \* DNIS:2738300 \* CSID: \* DURATION (mm:ss):02:16

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NO. 6710 P. 2

JAN 31 2007

Atty. Dkt. No. 023340-0201

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Michael D. Green

Title: EXERCISE SUIT

Appl. No.: 10/666,347

Filing Date: 9/19/2003

Examiner: T. Patel

Art Unit: 3765

Confirmation 4647

Number:

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b>	
I hereby certify that this paper is being Facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
<u>Julieene P. Britt</u> (Printed Name)	
<u>MBG</u> (Signature)	
1/31/07 (Date of Deposit)	

**AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

Assertion of Small Entity status is enclosed.

The fee required for additional claims is calculated below:

Claims As Amended	Previously Paid For	Extra		
		Claims Present	Rate	Additional Claims Fee

DLMR\_299297.1

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NO. 6710 P. 3

JAN 31 2007

Atty. Dkt. No. 023340-0201

Total Claims:	10	-	20	=	0	x	\$50.00	=	\$0.00
Independent Claims:	1	-	3	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims: + \$360.00 =								\$0.00	
CLAIMS FEE TOTAL =								\$0.00	

[ ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[ ] Extension for response filed within the first month:	\$120.00	\$0.00
[ ] Extension for response filed within the second month:	\$450.00	\$0.00
[ ] Extension for response filed within the third month:	\$1,020.00	\$0.00
[ ] Extension for response filed within the fourth month:	\$1,590.00	\$0.00
[ ] Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL: \$0.00		
[ ] Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL: \$0.00		
[X] Small Entity Fees Apply (subtract 1/2 of above):	\$0.00	\$0.00
Extension Fees Previously Paid: \$0.00		
TOTAL FEE: \$0.00		

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

DLMR\_299297.1

-2-

Atty. Dkt. No. 023340-0201

Respectfully submitted,

Date January 31, 2007

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: 858.847.6700  
Facsimile: 858.792.6773

By Richard J. Warburg

Richard J. Warburg  
Attorney for Applicant  
Registration No. 32,327

By Sanjeev K. Dhand  
Registration No. 51,182

JAN. 31. 2007 3:01PM

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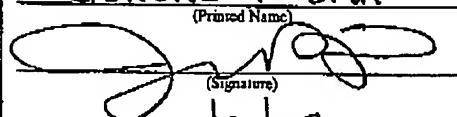
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JAN 31 2007

Atty. Dkt. No. 023340-0201

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Michael D. Green  
Title: EXERCISE SUIT  
Appl. No.: 10/666,347  
Filing Date: 9/19/2003  
Examiner: T. Patel  
Art Unit: 3765  
Confirmation Number: 4647  
Number:

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b>	
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<u>Juliene P. Britt</u> (Printed Name)	
 (Signature)	
1/31/07 (Date of Deposit)	

**AMENDMENT AND REPLY UNDER 37 CFR 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated November 16, 2006, concerning the above-referenced patent application.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this document.

**Remarks/Arguments** begin on page 4 of this document.

Please amend the application as follows: